



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/735,283 Confirmation No.: 3236
Applicant : WILLIAM A. GARDNER; PATRICK M. WHELAN; ALAN VIRDEE
Title : SYSTEMS, DEVICES AND METHODS FOR OPENING A BOTTLE
SEALED WITH A STOPPER AND FOR SEALING A BOTTLE
Filed : DECEMBER 12, 2003
TC/A.U. : 3727
Examiner :
Docket No. : GAR1756.17A6
Cust. No. : 8156

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

**PETITION AND FEE TO DELETE ORIGINAL ERRONEOUSLY
NAMED INVENTORS IN NONPROVISIONAL APPLICATION
(37 C.F.R. § 1.48(a))**

1. This is a petition under 37 CFR 1.48(a) is to correct the inventorship in the above-identified U.S. patent application.

2. The inventors were incorrectly named in the original declaration filed on DECEMBER 12, 2003.

3. Please delete the following previously named persons as an inventor of this application: PAUL K. NOVAK.

4. Enclosed herewith are the following:

(a) A Statement of Non-Deceptive Intent by Person Being Deleted By Petition to Change Inventorship in Patent Application signed by PAUL K. NOVAK.

(b) A Supplemental Declaration under 37 CFR 1.63 signed by WILLIAM A. GARDNER, PATRICK M. WHELAN, and ALAN VIRDEE.

(c) Check in the amount of \$130.00 for the fee required in connection with this petition.

07/27/2004 HDEMESS1 00000010 10/735283

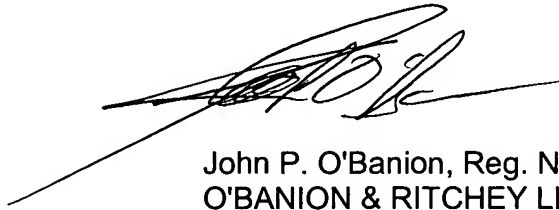
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130.00 OP

Please charge any additional fees due to Deposit Account No. 07-1137.

Date: 7/22/04

Respectfully submitted,

A handwritten signature in black ink, appearing to read "JOH P O'BANION", with a long horizontal line extending to the left.

John P. O'Banion, Reg. No. 33,201
O'BANION & RITCHEY LLP
400 Capitol Mall, Suite 1550
Sacramento, CA 95814
(916) 498-1010



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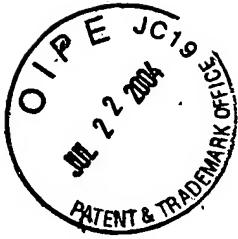
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STATEMENT OF NON-DECEPTIVE INTENT BY PERSON BEING DELETED BY
PETITION TO CHANGE INVENTORSHIP IN PATENT APPLICATION
(37 C.F.R. § 1.48(a)(2))

I, a person who is being deleted as an inventor in the above-identified U.S. patent application by the petition being submitted to correct the inventorship thereof do hereby declare that the error resulting in my inclusion as an inventor on this patent application occurred without any deceptive intention on my part, and I agree to my deletion as an inventor.

Dated: 7/19/04Paul K. Novak
PAUL K. NOVAK



CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that the foregoing:

**Statement of Non-Deceptive Intent by Person Being Deleted by Petition to
Change Inventorship in Patent Application**

is being deposited with the United States Postal Service on 7/22/04 in
an envelope as "Express Mail Post Office to Addressee" Mailing Label Number
EV352302282US addressed to the: Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

JOHN P. O'BANION

(Type or print name of person mailing paper)



(Signature of person mailing paper)



CERTIFICATION UNDER 37 CFR 1.10


I hereby certify that the foregoing:

Petition and Fee to Delete Original Erroneously Named Inventors in
Nonprovisional Application

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JOHN P. O'BANION

(Type or print name of person mailing paper)



(Signature of person mailing paper)